

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 92-5685
Conference Calendar

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

versus

MAXIMO GARCIA, a/k/a "Max,"

Defendant-Appellant.

- - - - -
Appeal from the United States District Court
for the Western District of
USDC No. SA-91-CR-004
- - - - -

June 23, 1993

Before POLITZ, Chief Judge, WIENER, and DeMOSS, Circuit Judges.

PER CURIAM:*

Maximo Garcia appeals the district court's denial of his Fed. R. Crim. P. 32 motion to correct allegedly false factual allegations in the presentence report (PSR) used to calculate his sentence. Rule 32(c)(3)(D) allows a defendant to raise allegations of errors in the PSR before sentencing. United States v. Engs, 884 F.2d 894, 896 (5th Cir. 1989). However, district courts have no post-sentence jurisdiction under Rule 32 to correct errors in the PSR. Id. at 895-97.

AFFIRMED.

* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.